

10/089175

G13 Rec'd PCT/PTO 27 MAR 2002

PATENT
Attorney Docket 044508-5003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application: Michael J. Daly <i>et al.</i> |) | |
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| U.S. Application No. Not Assigned |) | Group Art Unit: Not Assigned |
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| Date of National Stage Entry: March 27, 2002 |) | Examiner: Not Assigned |
| |) | |
| Based on PCT/US00/26504 |) | |
| |) | |
| Filed: September 27, 2000 |) | |
| |) | |
| For: Engineered Radiation Resistant |) | |
| Bioremediating Bacteria |) | |

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. 1.97(b)

Pursuant to 37 C.F.R. 1.56 and 1.97(b), Applicants bring to the attention of the Examiner the documents listed on the attached PTO-1449. This Information Disclosure Statement is being filed within three months of the date of entry of the national stage in an international application.

A copy of the International Search Report from International Application PCT/US00/26504 with a copy of each document cited in the Report is attached. Applicants respectfully request that the Examiner consider the listed documents and evidence that consideration by making appropriate notations on the attached form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed documents are material or constitute prior art.


Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should the documents be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **Constructive Petition For Extension of Time** in accordance with 37 C.F.R. 1.136(a)(3).

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Date: **March 27, 2002**
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Respectfully submitted,
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| INFORMATION DISCLOSURE CITATION (Use several sheets if necessary) PTO Form 1449 | Attorney Docket 044508-5003 US | Application No. JC13 Rec'd PTO 27 MAR 2002 |
| | Applicants: Michael J. DALY et al. | |
| | Filing Date: March 27, 2002 | Group Art Unit: Unassigned |

U.S. PATENT DOCUMENTS

| *Examiner Initial | Document Number | Date | Name | Class | Sub Class | Filing Date |
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| FOREIGN PATENT DOCUMENTS | | | | | | | | |
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| | | Document Number | Date | Country | Class | Sub Class | <u>Translation</u> YES NO | |
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| OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.) | |
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| | L. Cai et al., "Metallothionein in Radiation Exposure: Its Induction and Protective Role", February 1999. Vol. 132, No. 2-3, pp. 85-98. |
| | C. C. Lange et al., "Engineering a Recombinant <i>Deinococcus Radiodurans</i> For Organopollutant Degradation in Radioactive Mixed Waste Environments", Nature Biotechnology. October 1998. Vol. 16, No. 10, pages 929-933. |
| | M. Smith et al., "Gene Expression in <i>Deinococcus Radiodurans</i> . Gene. 1991. Vol. 98., pg. 45-52. |
| | D. Dowling et al., A DNA Module Encoding <i>bph</i> Genes for the Degradation of Polychlorinated Biphenyls. FEMS Microbiology Letters. 1991. Vol. 113, pp. 149-154. |
| Examiner | Date Considered |
| Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. | |